

IN THE UNITED STATES DISTRICT COURT FOR
THE EASTERN DISTRICT OF PENNSYLVANIA

JOHN CLIFFORD GARDNER :2:CV-03816

(PLAINTIFF) :

vs. :

TODD BUSKIRK :

(Defendant) :

ORDER

AND NOW, this day of , 2002 upon consideration of defendant's Motion for Summary Judgment, and the attached Certificate of Counsel that plaintiff's Motion is unopposed, said Motion is granted and plaintiff's Complaint is dismissed with prejudice.

BY THE COURT:

J.

IN THE UNITED STATES DISTRICT COURT FOR
THE EASTERN DISTRICT OF PENNSYLVANIA

JOHN CLIFFORD GARDNER :2:CV-03816

(PLAINTIFF) :

vs. :

TODD BUSKIRK :

(Defendant) :

**CERTIFICATE OF COUNSEL THAT DEFENDANT’S MOTION FOR SUMMARY
JUDGMENT IS UNOPPOSED**

Defendant, Todd Buskirk by and through his counsel, David P. Karamessinis, Esquire of the law firm of Devlin and Devine files the within Certificate of Counsel and avers as follows:

1. On November 20, 2002, defense counsel filed a Motion for Summary Judgment in the above-captioned matter.

2. On November 21, 2002, plaintiff John Clifford Gardner sent a letter to counsel for the defendant, advising that he wished to dismiss the case, and apologizing for filing the suit. (See Exhibit “A”).

3. In light of the attached Exhibit “A,” counsel for the defendant avers that his Motion for Summary Judgment is unopposed and requests this Court to dismiss plaintiff’s

Complaint with prejudice.

DEVLIN AND DEVINE

By: _____
David P. Karamessinis, Esquire
Attorney for Defendant,
Todd Buskirk

100 West Elm Street, Suite 200
Conshohocken, PA 19428
610-397-4635

Date: _____

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vs. :

TODD BUSKIRK :

(Defendant) :

CERTIFICATE OF SERVICE

I hereby certify that service of a true and correct copy of the enclosed Defendant, Todd Buskirk's Certificate of Counsel was sent to plaintiff, John Clifford Gardner (pro se) at his last known address on November 27, 2002 by United States first-class mail, postage pre-paid.

John Clifford Gardner
1600 Hanover Avenue
Allentown, PA 18109

DEVLIN AND DEVINE

By: _____
David P. Karamessinis, Esquire
Attorney for Defendant,
Warden Todd Buskirk

Suite 200, 100 West Elm Street
Conshohocken, PA 19428
610-397-4635

Date: _____